

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Norfolk Division**

DAVID I. GLOVER,

Plaintiffs,

v.

THE CITY OF NORFOLK, VIRGINIA, and
RICHARD J. HRYNIEWICH,

Defendants.

Case No. 2:17-cv-00109

TIMOTHY B. PRIDEMORE,

Plaintiffs,

v.

THE CITY OF NORFOLK, VIRGINIA, and
RICHARD J. HRYNIEWICH,

Defendants.

Case No. 2:17-cv-00110

JOINT STATEMENT ON TRIAL SCHEDULING MATTERS

COME NOW Defendants the City of Norfolk, Virginia and Richard J. Hryniewicz (hereinafter together are “Defendants”); Plaintiffs David I. Glover (hereinafter, “Glover”), and Timothy B. Pridemore (hereinafter, “Pridemore”); and Third-Party Defendants SAFE Boats International, LLC (hereinafter, “SAFE Boats”), and Willard Marine, Inc. (hereinafter, “Willard Marine”), by counsel, and provides the following joint statement on trial scheduling matters as directed by the Court:

1. **Anticipated Timeframe for Trial:** This case involves four lead counsel for the various parties. Coordinating the schedules for these counsel indicates that trial availability would begin in July 2023. The parties agree that the trial period for this case should be during Summer – Fall 2023.

2. **Length of Trial:** Trial duration is agreed to be about two weeks as the parties and issues are currently presented to the Court. By order and memorandum opinion dated January 7, 2022 [D.E. 245, 246], the Court bifurcated the third-party claims against Willard Marine and Willard Marine's third-party counterclaim against the City, directing that those claims be tried separately following the conclusion of the tort-based claims. The City and Willard Marine propose that the bifurcated claims should be set for trial on a date certain following the conclusion of the trial and judgment of the tort claims and believe that the bifurcated claims would require three days for trial.

A Motion to Bifurcate was previously filed by Safe Boats [D.E. 237] that was denied shortly before this case was reassigned, without prejudice to refiling it [D.E. 280]. Safe Boats intends to file a Motion to Bifurcate the third-party indemnity and contribution claims of the City to be tried following the conclusion of the tort-based claims against the City in the event the City is found liable to the Plaintiffs. If granted, Safe Boats suggests the trial of the third-party claims against Safe Boats could be consolidated with the third-party claims against Willard Marine as the City contends it is entitled to indemnity from both third-party defendants.

3. **Additional Scheduling Issues:** The only remaining scheduling issues would be confirming the availability of witnesses promptly after the Court identifies the trial schedule for this matter.

Respectfully submitted,

Dated: November 9, 2022

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CERTIFICATE OF SERVICE

I hereby certify that on the 9th day of November 2022, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing to the following:

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To the best of my knowledge, there are no other attorneys who require service by U.S. Mail.

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